

SHARE FORM

Edgar Gutierrez v. Zero Motorcycles, Inc.
SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF SANTA CRUZ
(CASE NO. 19-CV-03725)

TO ALL CLASS MEMBERS DEFINED AS:

All current and former hourly-paid or non-exempt employees who worked for Defendant Zero Motorcycles, Inc. within the State of California at any time from December 16, 2015 through June 13, 2021. (“Class” or “Class Members”)

The Class Period is December 16, 2015 through June 13, 2021.

YOUR ESTIMATED INDIVIDUAL SETTLEMENT PAYMENT:

You have been identified as a Class Member. Your estimated award is based on your pro-rata percentage of the Net Settlement Amount based on your membership in the Class relative to all Class Members. Your estimated pro-rata share may increase depending on factors such as, but not limited to, the number of Class Members who effectively exclude themselves from the Settlement. The Net Settlement Amount to be distributed to all Class Members who do not opt-out of the Settlement is currently estimated to be \$206,750.00.

YOUR NUMBER OF COMPENSABLE WORKWEEKS:

As a Class Member, your pro-rata percentage is further dependent on your individual Workweeks worked as a percentage of the total number of Workweeks worked by all Class Members during the Class Period. “Workweeks” means a seven-day work week during the Class Period – between December 16, 2015 through June 13, 2021 – during which you were actively employed as an hourly-paid or non-exempt employee for Defendant in California according to its payroll records.

YOUR ESTIMATED PAGA PAYMENT – IF APPLICABLE:

If you are a Class Member during the PAGA Period – April 26, 2020 through June 13, 2021 – you will also be entitled to a pro rata workweek share of the PAGA Payment for that time period, irrespective of whether or not you request exclusion.

YOU DO NOT NEED TO DO ANYTHING IN ORDER TO RECEIVE MONEY UNDER THE SETTLEMENT.

WORKWEEK(S) DISPUTE FORM

If you believe the total number of your Workweeks worked during the Class Period or PAGA Period (listed above) is accurate, you do not need to take any further action to receive your payment.

TO CHALLENGE THE NUMBER OF YOUR WEEKS WORKED AS AN HOURLY-PAID OR NON-EXEMPT EMPLOYEE FOR ZERO MOTORCYCLES, INC. IN CALIFORNIA DURING THE CLASS PERIOD OR PAGA PERIOD, THE SHARE FORM AND THE WORKWEEK(S) DISPUTE FORM BELOW MUST BE SIGNED AND POSTMARKED NO LATER THAN JULY 11, 2022.

FORM TO DISPUTE YOUR NUMBER OF WORKWEEKS

Important:

1. You do NOT have to complete this part of the Share Form if the total number of your Workweeks worked as stated above is accurate.
2. If you do submit this form, it is strongly recommended that you keep proof of timely mailing of this form until receipt of your settlement payment.
3. If you change your mailing address, please provide your new mailing address to the Settlement Administrator. It is your responsibility to keep a current address on file with the Settlement Administrator to ensure receipt of your settlement payment.

Check the box below ONLY if you wish to challenge the total number of your Workweeks as stated above. All fields on this Challenge Form must be complete for your challenge to be accepted:

- I wish to challenge the total number of my Workweeks. I have included a written statement detailing what I believe to be the correct number of weeks that I worked as an hourly-paid or non-exempt employee for Zero Motorcycles, Inc. in California during the Class Period or PAGA Period. I have also included information and/or documentary evidence that support my challenge. I understand that by submitting this challenge I authorize the Settlement Administrator to review Zero Motorcycle, Inc.'s records and determine the validity of my challenge.

Signature

Name of Class Member

Class Member ID Number _____ (Found above your address on the mailing you received)

I believe that the correct number of weeks that I worked as an hourly-paid or non-exempt employee for Zero Motorcycles, Inc. in California during the Class Period (between December 16, 2015 through June 13, 2021) or PAGA Period (between April 26, 2020 through June 13, 2021) is: _____.

The following is a statement of my reasons and documentation to support this number of Workweeks worked:

[Attach documentation and use separate page(s) as necessary]

Mail to:

Gutierrez v. Zero Motorcycles, Inc.
c/o Atticus Administration
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